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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
THE APPLICATION FOR A LICENSE OF

MICHAEL P. BYRNE, M.D.,

Applicant

ORDER RENEWING LICENSE

On February 26, 1991, Dr. Byrne filed his application for a license and for a temporary educational permit to practice medicine and surgery in the State of Wisconsin. Dr. Byrne indicated on his application that on November 11, 1982, he was sentenced to three years in prison for importing marijuana into the United States aboard a yacht captained by him. Based on that disclosure, and upon other information provided by Dr. Byrne, the board denied Dr. Byrne's application by its Order dated June 6, 1991. Following a suit brought by Dr. Byrne in Dane County Circuit Court, the board permitted Dr. Byrne to sit for the FLEX examination, and granted a temporary educational permit to complete a family practice residency program at Waukesha Memorial Hospital, Waukesha, Wisconsin.

By letter dated April 13, 1992, Dr. Byrne requested an appearance before the board in support of his application for a license. He appeared on May 21, 1992, and the board considered the matter on that date. The board and Dr. Byrne thereafter entered into a Stipulation by which the board agreed to issue and Dr. Byrne agreed to accept a limited license to practice medicine and surgery in Wisconsin. Among the limitations on the license was that Dr. Byrne was prohibited from applying for or holding a DEA registration.

By letter dated November 5, 1992, Dr. Byrne petitioned the board to permit him to hold a DEA registration in order to permit him to be accepted into the third year of his family practice residency program at the Medical College of Wisconsin. The petition was supported by Richard B. Lewan, M.D., Program Director. The board considered the request at its meeting of December 16, 1992, and granted the request by its Order dated December 22, 1992.

Pursuant to the board's Order, Dr. Byrne appeared before the board at its meeting of March 25, 1993. At that time, Dr. Byrne requested that the provision of the board's Order restricting his practice exclusively to participation in the Medical College of Wisconsin Waukesha Family Practice Residency Program be modified to permit him to

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work in an E.R. setting outside of the program. The board considered Dr. Byrne's request on that date, and granted the petition on condition that he was granted a DEA registration and that Dr. Lewan recommended in writing that Dr. Byrne be permitted to practice in an emergency room setting.

Pursuant to the board's Order Granting the Limited License, Dr. Byrne appeared before the board at its meeting of July 20, 1993, in support of renewal of his license. The board considered the matter on that date, and orders as follows:


ORDER

NOW, THEREFORE, IT IS ORDERED that the license of Michael P. Byrne, M.D., is renewed for a period of one year. Dr. Byrne shall appear before the board at the end of one year in support of any renewal of the license.

IT IS FURTHER ORDERED that all terms and conditions of the board's Order dated May 28, 1992, as modified by the board's Orders dated December 22, 1992, and April 12, 1993, shall remain in full force and effect.

Dated this 4 day of Aug, 1993.

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

by 
Clark O. Olsen, M.D.
Secretary

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